



**Name of Bankruptcy Court:**

**Date:** 6/25/2009

Clerk of the Bankruptcy Court  
United States Bankruptcy Court  
701 East Broad Street - Room 4000  
Richmond, VA 23219

**Debtors:** Circuit City Stores, Inc., et al.

**Case No.** 08-35653 (KRH)

**Opposing Response to Debtors' Eighth Omnibus Objection to Certain Late Claims**  
Omnibus Objection Doc 3507 Filed 6/3/09 Entered 6/3/09 15:52:06

**Claimant Name:**

Connie Y. Boyer  
11909 Rutgers Dr  
Richmond, VA 23233

**Phone #:** 804-514-5794

**Fax#:** 866-384-8693

**Original Claim#:** 11424

**Priority Claim Amount:** \$5107.00

**Explanation for the Amount of the Claim:**

This claim is for accrued Paid Time Off or employee wages that were due me as of Jan 16, 2009, when Circuit City Stores filed for Chapter 7 Liquidation. I had accrued 109.8 hours of Paid Time Off as of Jan 16, 2009. My hourly rate was 46.52. In addition, prior to Circuit City filing Chapter 11 on Nov. 10, 2008, I had accrued 110.03 hours of Paid Time Off. I have attached a copy of my paystub from both pay period ending Jan. 15, 2009 and pay period ending Nov. 6, 2008, which support this claim.

**Opposing Response to Debtors' Eighth Omnibus Objection - Page 2**

**Claimant Name:** Connie Y. Boyer **Claim#:** 11424

**Reasons why the Bankruptcy Court should not sustain the Eighth Omnibus Objection:**

I have attached copies of Post Office documents showing that I mailed my claim on 1/29/2009 and requested next day delivery. I am very concerned that the Claims Processing Dept in El Segundo, CA was not available to take timely delivery of claims on 1/30/2009. If you notice in the list of claims being disallowed, there is an inordinate number of claims that were received on 2/2/09, that the debtors are objecting to.

In addition, I would like to speak in my defense as to why I waited until 1/29/2009 to mail my claim. I was an employee working in good faith until the very end, when Circuit City filed Chapter 7 Liquidation on Jan 16, 2009. The Nov. 10, 2008 Chapter 11 Filing, did not seem to apply to us. Human Resources never clarified for those who worked until the very end, how the Claims Process for the Nov. 10, 2008 filing applied to us. Human Resources never gave us clarification on how to handle accrued wages or accrued paid time off. I continually tried to contact Human Resources to find out how to request reimbursement for accrued hours and was told on multiple occasions, I could wait until after my last pay check on March 21, 2009, before requesting reimbursement for Paid Time Off hours. However, there was never an official statement sent out either way. Since I never received an official statement, I decided just in case, since there may not be any other process, I better file a claim prior to the 1/30/2009 deadline.

In addition, there were various high level managers from the Human Resources Dept itself, whose claims were left until the very end and supposedly not received until 2/2/2009. They included: Renee West and Dirley Ball.

I feel I acted in good faith. I worked hard thru the Christmas season, to make as much money as possible for the debtors. I feel therefore, based on the above arguments, the court should not sustain the Eighth Omnibus Objection in regards to my claim.

**Contact information for the Claimant:**

Contact information for the claimant is listed above. The claimant should be contacted directly.

Sincerely,



Connie Y. Boyer

Enc: Pay Stub for Pay Period ending 11/6/2008  
Pay Stub for Pay Period ending 1/15/2009  
USPS receipts showing claim mailed on 1/29/2009 for next day delivery  
USPS receipt showing El Segundo Claims Processing received claim very early, 7:41AM on 2/2/2009

## Statement of Earnings Details

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## Statement of Earnings Details

Print Close

## Employee Details

Employee ID	10023188
Name	Connie Y Boyer
Home Address	11909 Rutgers Drive Richmond VA 23233
Company	Circuit City Stores, Inc
Payroll Address	7201 Hewitt Associates Drive Charlotte, NC 28262 1 (800) 288-6353
Business Unit	USANA
Department	900003 - Enterprise Service Delivery
Location	Deep Run - CCS Corporate

## Payroll Details

Pay Group	HME - Home Hourly and Salaried
Pay Begin Date	Oct 24, 2008
Pay End Date	Nov 06, 2008
Check #	5376723
Pay Date	Nov 12, 2008

## Tax Details

Federal Tax Marital Status	Single
Federal Allowances	0
Federal Addl Withholding	
VA Tax Marital Status	Single
VA Allowances	0
VA Addl Withholding	

## Hours &amp; Earnings

Description	Current Rate	Current Hours	Current Earnings	YTD Hours	YTD Earnings
Imputed Income Life Insurance			9.33	0	187.04
Funeral			0.00	24	1,116.48
Regular Hourly			0.00	1031.5	47,415.98
Paid Time Off			0.00	43.58	1,985.94
Prior Year PTO			0.00	57.17	2,654.75
Year End Bonus			0.00	0	7,069.92
Average Overtime			0.00	3	67.98
PTO Hours Adjustment			0.00	8.04	364.37
PYP Hours Adjustment			0.00	-8.04	(364.37)
Total Earnings			0.00	1159.25	60,311.05

## Before Tax Deductions

Description	Current	YTD
401k Catch Up Contributions	0.00	4,452.58
Employee Dental	0.00	147.11
Employee Medical	0.00	1,057.79
401K	0.00	13,244.46
Total	0.00	18,901.92

## Taxes

Description	Current	YTD
Fed Withholding	0.00	11,007.07
Fed MED/EE	0.00	859.62
Fed OASDI/EE	0.00	3,675.60
VA Withholding	0.00	4,622.33
Total Taxes	0.00	20,164.62

## After Tax Deductions

Description	Current	YTD
Accidental Death/Dismemberment	0.00	71.64
Long Term Disability	0.00	584.39
Total	0.00	656.03

## Imputed Income

Current	0.00
YTD	0.00

## PTO Plans

Description	Balance
Current Year (CY) PTO	
+ Earned:	111.07
- Taken:	9.08
Ending Balance	110.03
Prior Year (PY) PTO	
+ Earned:	0.00
- Taken:	57.17
Ending Balance	0.00

	Total Gross	Federal Taxable Gross	Total Taxes	Total Deductions	Net Pay
Current	0.00	9.33	0.00	0.00	0.00
YTD	60,311.05	41,596.17	20,164.62	19,557.95	20,588.48

## Statement of Earnings Details

Page 1 of 1



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Print Close

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Company	Circuit City Stores, Inc
Payroll Address	7201 Hewitt Associates Drive Charlotte, NC 28262 1 (800) 288-6353
Business Unit	USANA
Department	900003 - Enterprise Service Delivery
Location	Deep Run - CCS Corporate

## Payroll Details

Pay Group	HME - Home Hourly and Salaried
Pay Begin Date	Jan 02, 2009
Pay End Date	Jan 15, 2009
Advice #	3245600
Pay Date	Jan 21, 2009

## Tax Details

Federal Tax Marital Status	Single
Federal Allowances	0
Federal Addl Withholding	
VA Tax Marital Status	Single
VA Allowances	0
VA Addl Withholding	

## Hours &amp; Earnings

Description	Current Rate	Current Hours	Current Earnings	YTD Hours	YTD Earnings
Imputed Income Life Insurance			9.33	0	18.66
Regular Hourly	46.52	58.25	2,709.79	62.25	3,826.27
Paid Time Off	46.52	1.75	81.41	37.25	1,732.87
<b>Total Earnings</b>		<b>60.00</b>	<b>2,791.20</b>	<b>119.5</b>	<b>5,559.14</b>

## Before Tax Deductions

Description	Current	YTD
401k Catch Up Contributions	220.00	220.00
Employee Dental	6.78	13.56
Employee Medical	48.92	97.84
401K	641.98	1,223.25
<b>Total</b>	<b>917.68</b>	<b>1,554.65</b>

## Taxes

Description	Current	YTD
Fed Withholding	304.37	673.10
Fed MED/EE	39.80	79.26
Fed OASD/VEE	170.18	338.92
VA Withholding	91.73	198.26
<b>Total Taxes</b>	<b>606.08</b>	<b>1,289.54</b>

## After Tax Deductions

Description	Current	YTD
Accidental Death/Dismemberment	3.05	6.10
Long Term Disability	26.83	53.66
<b>Total</b>	<b>29.88</b>	<b>59.76</b>

## Imputed Income

Current	0.00
YTD	0.00

## PTO Plans

Description	Balance
Current Year (CY) PTO	
+ Earned:	155.84
- Taken:	54.08
Ending Balance	109.80
Prior Year (PY) PTO	
+ Earned:	0.00
- Taken:	0.00
Ending Balance	0.00

	Total Gross	Federal Taxable Gross	Total Taxes	Total Deductions	Net Pay
Current	2,791.20	1,882.85	606.08	947.56	1,237.56
YTD	5,559.14	4,023.15	1,289.54	1,614.41	2,655.19

GLEN ALLEN MAIN POST OFFICE  
GLEN ALLEN, Virginia

230609998

5176530260 -0097

(800)275-8777

01/29/2009 05:55:00 PM

Product Description	Sale Unit	Final Price
EL SEGUNDO CA 90245		\$17.50

Zone-8 Express Mail

PQ-Add Flat Rate

1.90 oz.

Label #: EHO4860459US

Next Day Noon / Normal Delivery

Issue PVI: \$17.50

Total: \$17.50

Paid by: \$17.50

MasterCard

Account #: XXXXXXXXXX0811

Approval #: 051928

Transaction #: 19

23 903420164

Order stamps at USPS.com/shop or call

1-800-Stamp24. Go to USPS.com/clickship

to print shipping labels with postage.

For other information call 1-800-ASK-USPS.

8111#: 1000303599772

Clerk: 04

All sales final on stamps and postage

Refunds for guaranteed services only

Thank you for your business

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EH 044860459 US

ORIGIN (POSTAL SERVICE USE ONLY)	
PO ZIP Code	Day of Delivery
23060	Next <input checked="" type="checkbox"/> 2nd <input type="checkbox"/> 3rd <input type="checkbox"/> Del. Day
Date Accepted	Postage
Mo/Day/Year 1/29/09	\$17.50
Time Accepted	Return Receipt Fee
5:00 PM	\$
Flat Rate <input type="checkbox"/> or Weight <input checked="" type="checkbox"/>	Scheduled Time of Delivery
2	Month 1 Day 30
	OOD Fee
	\$
	Insurance Fee
	\$
	Total Postage & Fees
	\$17.50
	Acceptance End. Initials
	CCR

FROM: (PLEASE PRINT) PHONE: 804.514.5794

Connie Boyer  
11909 Rutgers Drive  
Richmond, VA 23233

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Visit [www.usps.com](http://www.usps.com)

Call 1-800-222-1811



UNITED STATES POSTAL SERVICE®

Customer Copy  
Label 11-B, March 2004

Post Office To Addressee

DELIVERY (POSTAL USE ONLY)		
Delivery Attempt	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Attempt	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Date	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
CUSTOMER USE ONLY		
PAYMENT BY ACCOUNT		
Express Mail Corporate Acct. No. <input type="checkbox"/>		
Federal Agency Acct. No. or Postal Service Acct. No. <input type="checkbox"/>		

TO: (PLEASE PRINT) PHONE: 888.830-4650

Circuit City Stores  
Claims Processing Dept.  
Kurtzman Carson Consultants  
2335 Alaska Ave  
El Segundo, CA

ZIP + 4 (U.S. ADDRESSES ONLY. DO NOT USE FOR FOREIGN POSTAL CODES.)

9 0 2 4 5 +

FOR INTERNATIONAL DESTINATIONS, WRITE COUNTRY NAME BELOW.

Customer Copy

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## Track & Confirm

### Search Results

Label/Receipt Number: EH04 4860 459U S  
Status: **Delivered**

Your item was delivered at 7:41 am on February 02, 2009 in EL SEGUNDO, CA 90245. The item was signed for by W QUNTANILLA.

Additional information for this item is stored in files offline.

### Track & Confirm

Enter Label/Receipt Number.

[Go >](#)[Restore Offline Details >](#)[Return to USPS.com Home >](#)

### Notification Options

#### Proof of Delivery

Verify who signed for your item by email, fax, or mail.

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